

### REMARKS

This Application has been carefully reviewed in light of the Final Office Action mailed December 8, 2009. At the time of the Final Office Action, Claims 1-8 were pending in this Application. Claims 1-8 were rejected. Claims 1-2, 4-5 and 8 have been amended. Applicant respectfully requests reconsideration and favorable action in this case.

Through voicemail and telephone communications, Applicant understood that the Examiner had suggested amending the claims such that every instance of [channel resources] would be replaced with --physical channels--. The Applicant appreciates the Examiners efforts to place the claims in condition for allowance through and examiner's amendment and regret that the Applicant was not able to approve such action in advance of the Final Office action being mailed on December 8, 2009. Applicant now amends the claims as had been proposed by the examiner to place the claims in condition for allowance.

Further, it is unclear whether the amendments requested via the Interview Summary and Amendment filed on August 10, 2009 have been entered. In an abundance of caution, those amendments are repeated with the present amendment.

**CONCLUSION**

Applicant has made an earnest effort to place this case in condition for allowance in light of the remarks set forth above. Applicant respectfully requests reconsideration of the pending claims.

Applicant believes there are no fees due at this time. However, the Commissioner is hereby authorized to charge any fees necessary or credit any overpayment to Deposit Account No. 50-4871 of King & Spalding LLP.

If there are any matters concerning this Application that may be cleared up in a telephone conversation, please contact Applicant's attorney at 512.457.2026.

Respectfully submitted,  
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Date: 1/5/09

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